

SENATE BILL 2044
By Kyle

AN ACT to amend Tennessee Code Annotated, Title 36 and Title 37, relative to adoption and foster care.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-1-127(c), is amended by deleting subsection (c) in its entirety and by substituting instead the following language:

(c) Pursuant to the requirements of subsections (g) and (h) of this section, for all other adoption records involving adoptions finalized, or for any records concerning the placement for adoption of any person, which records were created on or after March 16, 1951, the adoption records, sealed adoption records, or post-adoption records in the office of the clerk, in the office of the department of health, in the office of any child-placing agency, in the state, district and county offices of the department of human services, or in any other information source, shall be available to adopted persons twenty-one (21) years of age or older or their legal representative, subject to the provisions or restrictions in the following subsections or sections. Notwithstanding any other provisions of this act to the contrary, any identifying information from any records of an adopted person shall not be released to other persons or entities by the department or any other information source without the express written consent of the adopted person twenty-one (21) years of age or older or the adopted person's legal representative or the adoptive parent of an adopted person under the age of twenty-one

(21), and, notwithstanding any other of the following provisions of this act to the contrary, the adopted person, his or her legal representative, or the adoptive parent of an adopted person under twenty-one (21) years of age shall under no circumstances be required to take any affirmative action pursuant to the contact veto provisions of this act to protect the confidentiality of such identifying information; provided, however, nothing herein shall be construed to prevent access to any identifying information in the records of the adopted person as otherwise permitted or required pursuant to §§ 36-1-125, 36-1-126 and 36-1-138.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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